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DUSTIN M. CHOUINARD

**RECEIVED**

**SEP 23 2008**

Ravalli County Commissioners

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September 19, 2008

Ravalli County Commissioners  
215 S 4<sup>th</sup> Street  
Hamilton, MT 59840

Re: Terry Nelson - Airport Road

Dear Commissioners:

Almost a year ago we attended a Commissioner's meeting where, for settlement purposes, Terry Nelson agreed to resolve claims by the Airport Road residents and the County. The basics of that agreement were that Mr. Nelson would place funds in escrow with the County contingent upon a complete release by the County and the residents allegedly affected.

A settlement agreement was provided for the residents in January, 2008. By letter dated April 7, 2008, Mr. Nelson again requested that the residents execute the document so that this matter could be sent to the Commissioners. By copy of the April 7, 2008 letter the County Attorney's Office was provided a copy of the settlement agreement and since then there have been several discussions between this office and the County Attorney's Office regarding the status of obtaining signatures by the residents.

Mr. Terry Nelson attempted, in good faith, to settle this controversy even though he feels he has committed no improper act. We do not believe Mr. Nelson should be held in limbo any longer. We request that the Commissioners withdraw their decision to pursue Mr. Nelson unless all signatures are obtained and the Commission releases Mr. Nelson within 30 days of the date of this letter. Given the current economy and the fact that Mr. Nelson has in good faith tried for almost a year to resolve the issues, it is not fair to leave this issue pending. Therefore, Mr.

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Nelson withdraws his offer of settlement upon the expiration of the 30 days.

Very truly yours,



David T. Markette

DTM/kb

cc: Terry Nelson  
George Corn, County Attorney